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VALLEY FARM TRANSPORT

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Attorneys for Plaintiffs  
DONALD MORTON and DANIEL SANCHEZ

IN UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO / OAKLAND DISTRICT

DONALD MORTON and DANIEL  
SANCHEZ, on their own behalf and  
on behalf of a class of similarly  
situated persons pursuant to F.R.C.P.  
23 and 29 U.S.C. § 216, and on behalf  
of the General Public,

Plaintiffs,

v.

VALLEY FARM TRANSPORT, INC., a  
California corporation,

Defendant.

Case No. 3:06-CV-02933 SI

**STIPULATION AND [PROPOSED]  
ORDER CONTINUING MOTION FOR  
CLASS CERTIFICATION HEARING  
DATE AND RELATED COURT  
DEADLINES**

**DATE:** January 5, 2007

**TIME:** 9:00 a.m.

**COURTROOM:** 10

**JUDGE:** Honorable Susan Illston

**TRIAL DATE:** tba

**COMPLAINT FILED:** May 1, 2006

At the request of counsel for defendant Valley Farm Transport, Inc., the parties hereby stipulate that the schedule for filing motion papers agreed to in plaintiffs' Stipulation to Continue the Motion for Class Certification Hearing Date

and Related Court Deadlines dated November 16, 2006, and adopted by the Court in its Order of the same date, be modified as follows:

1. Extending defendant's time to file its opposition to motion papers from January 23, 2007 to February 27, 2007;
2. Extending plaintiffs' time to file its reply to said motion papers from January 30, 2007 to March 27, 2007;
3. Continuing the hearing on plaintiffs' Motion for Class Certification from February 6, 2007 to April <sup>13</sup>~~10~~, 2007; and
4. Continuing the Status Conference set for 2:30 p.m. on February 16, 2007 to April <sup>13</sup>~~10~~, 2007 at 2:30 p.m.

Defendant requests the continuance due to defendant's inability to timely complete statistical review of the thousands of pages of records and the preparation and submission of its opposition to class certification.

DATED: \_\_\_\_\_ RIEGELS CAMPOS & KENYON LLP

By /s/ JEFFERY OWENSBY  
JEFFERY OWENSBY  
Attorneys for Defendant

DATED: \_\_\_\_\_ BEESON, TAYER & BODINE, APC

By /s/ ROBERT P. BONSALE  
ROBERT P. BONSALE  
Attorneys for Plaintiffs

IT IS SO ORDERED.



DATED: \_\_\_\_\_  
SUSAN ILLSTON  
United States District Court Judge